



<u>Committee and Date</u>
Strategic Licensing Committee
9 December 2020

<u>Item</u>
5
Public

EXERCISE OF DELEGATED POWERS

Responsible Officer Mandy Beever, Transactional and Licensing – Team Manager
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1. Summary

- 1.1 Licensing officers have been given delegated powers to issue or amend licences, providing no objections have been received in the case of licences issued under the Licensing Act or with regard to general and public health licences.
- 1.2 Further, procedures have been approved for officers with direct line management responsibility for Licensing to use their delegated powers to refuse, suspend or revoke driver, vehicle and operator licences.
- 1.3 This report gives details of the licences issued, variations that have been made and the enforcement action undertaken between 1 September and the 31 October 2020 and a summary of applications considered by the Committee.

2. Recommendations

- 2.1 That members note the position as set out in the report.

REPORT

3. Risk Assessment and Opportunities Appraisal

- 3.1 This is an information report giving Members information on the work undertaken by the Licensing Team and Committee and therefore a risk assessment and opportunities appraisal has not been carried out.

4. Financial Implications

- 4.1 There are no financial implications associated with this report.

5. Background

- 5.1 Information regarding the issue of licences by Officers under delegated powers is reported to Committee on a quarterly basis.
- 5.2 Officers use their delegated powers in a number of situations, including where:

- a) A licence has been requested and there have been no objections raised by interested parties or Responsible Authorities.
 - b) The application has met the Council's policy criteria for accepting an application.
 - c) There are vehicle applications for new or renewal licenses and refusal, suspension and revocation of licences where the operating criteria as set by the Hackney Carriage and Private Hire Licensing Policy 2019 to 2023 is not met and the officer does not consider there to be any special reason for an exception to be made.
 - d) There are driver's applications for new or renewal licences and refusal, suspension or revocation of licences where the criteria as set by the Hackney Carriage and Private Hire Licensing Policy 2019 to 2023 is not met and the officer does not consider there to be any special reason for an exception to be made.
 - e) There are Private Hire Operator applications for new or renewal licenses and refusal, suspension and revocation of licences where the operating criteria as set by the Hackney Carriage and Private Hire Licensing Policy 2019 to 2023 is not met and the officer does not consider there to be any special reason for an exception to be made.
- 5.3 The table in Appendix A shows the complete range of licences issued by the licensing team during the period of 1 September 2020 and the 31 October 2020. During this period the total number of licences issued was 934.
- 5.4 The Table in Appendix B shows that there were no Licensing and Safety Sub-Committee Meetings held between the 1 September 2020 and the 31 October 2020.
- 5.5 The Licensing Act activities at Sub Committee have also been given in Appendix C.
- 5.6 The Private Hire Vehicle, Private Hire Operator and Hackney Carriage checks undertaken between the 1 September 2020 and the 31 October 2020, results are provided in Appendix D.
- 5.7 Following the decision at the Strategic Licensing Committee on 18 March 2015, vehicles and driver applications are now being considered by Officers using delegated powers. This includes refusal of new licence applications, refusal to renew existing licences and revocation and suspension of existing licences, in relation to any matter concerning a hackney carriage or a private hire driver's licence or a vehicle licence or any matter concerning a private hire operator's licence.

The number of licences and actions determined by this process is as follows:-

Driver	Granted	Granted and/or Warning Letter, Suspension	Letter Council is 'Minded to refuse' or 'Revoke'	Refuse to Grant	Revoke	To refer to Committee
New	2		1	1		
Renew			1		1	
Conduct	1	1	4			
Vehicle	Granted	Granted and/or Warning Letter	Letter Council is 'Minded to refuse' or 'Revoke'	Refuse to Grant	Revoke	To refer to Committee
New	1					
Renewal		1	1			
Condition		1	1			
Operator	Granted	Granted and/or Warning Letter	Letter Council is 'Minded to refuse' or 'Revoke'	Refuse to Grant	Revoke	To refer to Committee
New	1					
Renewal						
Conduct		1				

6. Conclusion

- 6.1 During the period captured in this report the workload for the Licensing team has continued to be high. The Coronavirus Pandemic has resulted in some changes to our processes and additional queries. The team have worked together to answer all the queries and maintain the flow of applications.

List of Background Papers (This MUST be completed for all reports, but does not include items containing exempt or confidential information)

Cabinet Member (Portfolio Holder)

Councillor Gwilym Butler Portfolio Holder for Communities, Place Planning and Regulatory Services

Local Member

Cover all areas of Shropshire

Appendices:

A – Licences issued between 1 September 2020 and the 31 October 2020

B – Number of Hackney Carriage / Private Hire Vehicle applications considered at the Licensing and Safety Sub-Committees from 1 September 2020 to the 31 October 2020.

C – Hearings held for licensed premises at the Licensing Act Sub-Committees from 1 September 2020 to the 31 October 2020.

D – Private Hire Vehicle and Hackney Carriage checks undertaken between 1 September 2020 and the 31 October 2020.

Licences issued – from 1 September 2020 to the 31 October 2020

General Licensing	Total
Acupuncture Personal	0
Acupuncture Premises	0
Activities Involving Animals Licence	8
Animal Breeding	0
Caravan Sites	1
Cosmetic Piercing Personal	15
Cosmetic Piercing Premises	9
House to House Collection	6
House to House Exemption Order	1
Pet Shops	0
Riding Establishments	0
Scrap Metal Site (new/renewal)	0
Scrap Metal Collector (new/renewal)	0
Sex Establishment Licence	0
Street Collection	11
Street Trading Licence (new/renewal)	6
Tattooing Personal	0
Tattooing Premises	0
Electrolysis	0
Dangerous Wild Animals	0
Zoo	0
Performing Animals	0
Distribution of Free Printed Matter	0
Explosives	13
Pavement Licence	0
Pavement Permit	29
Pavement Licence	8
Total Applications General	107

Taxi Licensing	Total
Hackney Carriage N	2
Hackney Carriage R	18
Joint HC/PH Driver N	17
Joint HC/PH Driver R	21
Private Hire Operator N	5
Private Hire Operator R	2
Private Hire Vehicle N	50
Private Hire Vehicle R	111

Hackney Vehicle Transfer	0
Private Hire Vehicle Transfer	23
Private Hire Licensee Transfer	0
Trailer Licence	0
Total Taxi Applications	249

Taxi Licensing (Surrendered)	Total
Private Hire Vehicles	13
Hackney Carriages	2
Total Surrendered Vehicles	15

Licensing Act 2003	Total
Club Certificate with alcohol	0
Personal Alcohol (variation/new)	37
Premises Licence	8
Temp Event Notice no Alcohol	0
Temp Event Notice with Alcohol	26
Minor Variation Application	2
DPS Change/Variation	29
Premises Licence Transfer Application	10
Annual Fee	401
Notification of Interest	0
Premises Licence with Alcohol - Full Variation	5
Premises Licence without Alcohol - Full Variation	
Total Licensing Act Applications	518

Gambling Act 2005	Total
Bingo Premise Licence	0
Betting Premise Licence (other than track)	0
Licensed Premise Gaming Machine Permit	0
Notification of Intent to have gaming machines	2
Club Machine Permits	0
Occasional Use Licence	0
Adult Gaming Centre	0
Small Society Lotteries	13
Change of Promoter	0
Annual Fee	45
Family Entertainment gaming machine permit	0
Total Gambling Act 2005 Applications	60

Total Applications	934
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Total Surrendered Vehicles	15
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Licensing and Safety Sub-Committee Meetings from 1 September 2020 to the 31 October 2020

Date of Meeting	Scheduled/ Additional	Item	Meeting Venue	Decisions
None				

Licensing Act Sub-Committees.

Hearings held for licensed premises from 1 September 2020 to the 31 October 2020

Date	Premises	Type of Application	Councillors	Decision	Review Requested by
None					

APPENDIX D

Private Hire Vehicle, Private Hire Operator and Hackney Carriage checks undertaken between 1 September 2020 and the 31 October 2020

Inspection Date	Total Number of Vehicles Inspected	Advisory Note	No Action Required
None			
Total	0	0	0